

AN ACT AUTHORIZING THE ARMORY COMMISSION TO SELL *Chap.364*
THE STATE ARMORY IN THE CITY OF CAMBRIDGE AND TO
PURCHASE CERTAIN LAND IN SAID CITY FOR THE ERECTION
OF NEW ARMORY FACILITIES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately provide that the armory commission may sell the state armory in the city of Cambridge and to purchase certain land in said city for the erection of new armory facilities, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of general or special law, the armory commission is hereby authorized and directed to convey to Massachusetts Institute of Technology the state armory located at 120 Massachusetts avenue in the city of Cambridge, together with all land and appurtenances thereto, for a consideration of three hundred and seventy-five thousand dollars. The conveyance may be upon such terms and conditions, including, but not limited to, provisions for temporary continued occupancy by the Massachusetts National Guard, as the armory commission may deem advisable.

SECTION 2. The proceeds of the sale set out in section one shall be held by the state treasurer as a special fund, to be known as the Cambridge armory fund, and shall be disbursed as hereinafter provided.

SECTION 3. The city of Cambridge, acting by its treasurer and with the approval of its city council and manager, is hereby authorized to convey to the commonwealth a tract of land located at the corner of Fresh Pond Parkway and Concord avenue in said city of Cambridge. Said tract is outlined in red on a plan entitled "Proposed Layout of Rev. P. H. Callanan Playground, Cambridge, Massachusetts", dated 22 June 1954, and prepared by Edward Smith, Acting City Engineer, and bears the number A367. Said tract contains approximately 105,000 square feet according to said plan. The armory commission is authorized to accept said conveyance on behalf of the commonwealth and to pay for said land at the rate of one dollar per square foot, the exact amount to be determined by a survey of the area to be conveyed. Upon certification by the armory commission of the amount to be paid for such conveyance, the state treasurer shall disburse said amount to the city of Cambridge from the fund created under section two.

SECTION 4. The armory commission is authorized and directed to proceed to erect on the land described in section three and on such other land as may be made available, armory facilities to replace the armory conveyed under the provisions of section one. Said armory facilities shall be constructed with federal financial assistance under the

provisions of Public Law 783 of the 81st Congress, as amended by Public Law 302 of the 84th Congress, and any other applicable provisions of federal law hereafter enacted. The construction of said armory facilities, and the subsequent use and operation of the same under the provisions of chapter thirty-three of the General Laws, is hereby authorized, any restrictions on such use by zoning ordinances or otherwise, to the contrary notwithstanding.

SECTION 5. Upon certification by the armory commission, the state treasurer shall disburse from the fund created under section two, the commonwealth's share of the construction cost of the armory facilities to be erected under the provisions of section four, including, but not limited to, costs for surveys and borings, architectural and engineering fees, supervision of construction and related items. Upon certification by the armory commission that said construction is completed and that all obligations connected with said construction have been satisfied, the state treasurer shall transfer the balance of the Cambridge armory fund to the General Fund.

Approved May 14, 1957.

Chap.365 AN ACT RELATIVE TO THE AMOUNT OF BONDS OR NOTES WHICH MAY BE ISSUED BY THE METROPOLITAN TRANSIT AUTHORITY FOR THE PURPOSE OF ACQUIRING RAPID TRANSIT CARS.

Be it enacted, etc., as follows:

SECTION 1. Section 22 of chapter 544 of the acts of 1947 is hereby amended by inserting after the third paragraph, inserted by section 1 of chapter 546 of the acts of 1952, the following paragraph: —

For the purpose of obtaining funds to acquire rapid transit cars or of restoring to its treasury funds expended for such acquisition, the authority, from time to time, subject to the approval of the department of public utilities, may issue bonds or notes to the district under and in accordance with the provisions of the first two paragraphs of this section and to a total principal amount of not exceeding four million dollars. The trustees of the district, at the request of the trustees of the authority, shall purchase such bonds or notes of the authority and procure the funds necessary for such purchases all under and in accordance with the provisions of the first two paragraphs of this section. The bonds or notes authorized by this paragraph are not to be included in the limitation on the amount of bonds or notes which may be issued under the first paragraph of this section.

SECTION 2. This act shall take effect upon its passage.

Approved May 14, 1957.